

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

*This document relates to:*

*Masiowski v. AmerisourceBergen Drug  
Corporation, et al.*, 1:18-op-45985-DAP

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**TEVA DEFENDANTS' JOINDER TO  
MOTION TO DISMISS PLAINTIFF MICHAEL MASIOWSKI'S  
COMPLAINT FOR FAILURE TO SUBMIT A PLAINTIFF FACT SHEET**

Defendants Teva Pharmaceuticals USA, Inc., Cephalon, Inc., Actavis Pharma, Inc., Actavis LLC, and Watson Laboratories, Inc. (the "Teva Defendants")<sup>1</sup> hereby join the Motion to Dismiss Plaintiff's Michael Masiowski's Complaint for Failure to Submit a Fact Sheet filed by CVS Pharmacy, Inc., Walgreen Co., Walgreen Eastern Co., Inc., and Walmart Inc. (Dkt. 5636) ("the Motion"). For the reasons set forth in the Motion, Plaintiff's Complaint should be dismissed with prejudice.

Dated: September 23, 2024

Respectfully submitted,

/s/ Eric W. Sitarchuk

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<sup>1</sup> Teva Pharmaceuticals Industries Ltd. (incorrectly named in the Complaint as "Teva Pharmaceuticals Industries, Ltd.") is an Israeli corporation and has not been served in this action.

(215) 963-5000

*Attorneys for Teva Pharmaceuticals USA, Inc.,  
Cephalon, Inc., Actavis Pharma, Inc., Actavis LLC,  
and Watson Laboratories, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 23, 2024, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Evan K. Jacobs

Evan K. Jacobs